

TF

U.S. PATENT AND TRADEMARK OFFICE

Application No.: 10/804,201	Confirmation No. 6509
Application of: NAIK, et al.	Group Art Unit: 1624
Filing Date: March 19, 2004	Examiner: Not yet assigned
Title: Chrysogenazine Obtained from Fungus Penicillium Chrysogenum Having Antibacterial Activity	Docket No. C261 1080.1 Customer No. 26158

RESPONSE TO NOTICE TO FILE MISSING PARTS

BOX MAIL STOP MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

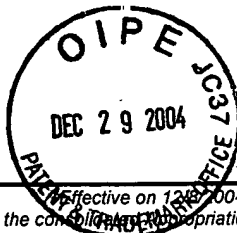
In response to the notice to File Missing Parts of Application mailed June 1, 2004, attached are the following:

1. Fee Transmittal Form.
2. Petition for Extension of Time under 37 CFR 1.136(a)
3. Copy of Notice to File Missing Parts of Nonprovisional Application (Attachment A)
4. Executed Declaration (Attachment B)
5. Copy of Original Specification marked up (Attachment C)
6. Substitute Specification (Attachment D)
7. Replacement Drawings 1-6 (Attachment E).

Respectfully Submitted,

Date: December 29, 2004

Nanda K. Alapati (Reg. No. 39,893)
Womble, Carlyle, Sandridge & Rice
P.O. Box 7037
Atlanta, GA 30357-0037
703-394-2270



Effective on 12/29/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818)

FEE TRANSMITTAL for FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)3290.00

Complete if Known

Application Number	10/804,201
Filing Date	March 19, 2004
First Named Inventor	NAIK, et al.
Examiner Name	
Group Art Unit	1624
New Attorney Docket No.	C261 1080.1

METHOD OF PAYMENT (check all that apply)

☒ Deposit Account Deposit Account Number **09-0528** Deposit Account Name **Womble Carlyle Sandridge & Rice**

The Commissioner is hereby authorized to: (check all that apply)

P.O. Box 7037
Atlanta, GA 30357-0037

☒ Charge fee(s) indicated below

☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17

☒ Credit any overpayments

FEE CALCULATION

4. OTHER FEE(S)

Fee Code	Fee(\$)	Small Entity		Fee Description	
		Large Entity	Small Entity		
1051	130	2051	65	Surcharge - late filing fee or oath	130.00
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting Publication Of Sir After Examiner Action	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1,020	2253	510	Extension for reply within third month	
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2160	2255	1080	Extension for reply within fifth month	2160.00
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1,000	2403	500	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	500	2452	250	Petition to revive - unavoidable	
1453	1,500	2453	750	Petition to revive - unintentional	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify) Basic Filing Fee (Filing, Search & Examination Fee)					1000.00
*Reduced by Basic Filing Fee Paid					
Total:					(\$) 3290.00

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Nanda K. Alapati	Registration No. (Attorney/Agent)	39,893	Telephone	703-394-2216
Signature		Date	December 29, 2004		



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/804,201	03/19/2004	Chandrakant Govind Naik	C261 1080.1

CONFIRMATION NO. 6509

26158
WOMBLE CARLYLE SANDRIDGE & RICE, PLLC
P.O. BOX 7037
ATLANTA, GA 30357-0037

FORMALITIES LETTER



OC000000012824164

Date Mailed: 06/01/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/30/2004 YPOLITE1 00000108 090528 10804201

FILED UNDER 37 CFR 1.53(b)

01 FC:1001 790.00 DA
02 FC:1051 130.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
 - The specification contains drawings or flow diagrams (37 CFR 1.58(a)) on page(s) 1,3,12. Drawings or flow diagrams cannot be embedded in the specification and should be submitted separately in accordance with 37 CFR 1.84. (Both a substitute specification and substitute drawings are required).
- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:

- The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 4,5.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

B. To

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE